



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

US EPA RECORDS CENTER REGION 5



468130

MAR 28 2014

REPLY TO THE ATTENTION OF:

SR-6J

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

7011 1150 0000 2642 1496

John Morikis, President  
The Sherwin-Williams Company  
101 West Prospect Avenue  
Cleveland, Ohio 44115

RE: General Notice of Potential Liability for the Gary Development Landfill Site located at 479 Cline Avenue, Gary, Lake County, Indiana, CERCLIS ID No: IND077005916.

Dear Sir or Madam:

The United States Environmental Protection Agency (U.S. EPA) has documented the release or threat of release of hazardous substances, pollutants and contaminants into the environment from the above-referenced facility, and is planning to spend public funds to investigate and control these releases. This action will be taken by U.S. EPA pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. § 9601 *et seq.* (CERCLA), as amended by the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499, 100 Stat. 1613 (1986) (SARA), unless U.S. EPA determines that such action will be done properly by a responsible party or parties. Responsible parties under CERCLA include the current and former owners and operators of the facility, persons who generated the hazardous substances, and persons who were involved in the transport, treatment, or disposal of the hazardous substances at the facility. Under Section 107(a) of CERCLA, where U.S. EPA uses public funds towards the cleanup of the hazardous substances, responsible parties are liable for all costs associated with the removal or remedial action and all other necessary costs incurred in cleaning up the facility, including investigation, planning, and enforcement costs.

On February 25, 2013, U.S. EPA issued Special Notice to eleven potentially responsible parties (PRPs) previously identified with the Gary Development Landfill Site (Site). A copy of the Special Notice letter and its enclosures accompanies this letter. You are invited to join the on-going negotiations for an administrative order on consent for remedial investigation and feasibility study. An up-dated service list with contact information for other PRPs is also enclosed.

U.S. EPA has received information that you or your organization may own, or may have owned or operated the facility or generated or transported hazardous substances that were disposed of at the facility. By this letter, U.S. EPA notifies you of your potential liability with regard to this matter and encourages you, as a potentially responsible party, to agree to reimburse U.S. EPA for costs incurred to date and to voluntarily perform or finance the response activities which U.S. EPA has determined or will determine are required at the facility.

As a potentially responsible party, you should notify U.S. EPA in writing within seven days (7) days of receipt of this letter of your willingness to participate in the on-going negotiations. Your response should be sent to:

Leslie Blake, Remedial Project Manager  
U.S. Environmental Protection Agency – Region 5  
Superfund Division (SR-6J)  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3590  
Phone: (312) 353-7921

If U.S. EPA does not receive a timely response, U.S. EPA will assume that you or your organization does not wish to negotiate a resolution of your/its potential responsibility in connection with the facility and that you or your organization has declined any involvement in performing the response activities.

Your response should indicate the appropriate name, address, and telephone number for further contact with you. If you are already involved in discussions with State or local authorities or involved in a lawsuit regarding this facility, you may continue such activities as you see fit. This letter is not intended to advise you or direct you presently to restrict or discontinue any such activities already underway; however, you are advised to report the status of those discussions or actions in your response to this letter and to provide a copy of your response to any other parties involved in those discussions or actions.

If you have any questions regarding the technical aspects of this letter, please contact Leslie Blake, Remedial Project Manager, at (312) 353-7921, email [blake.leslie@epa.gov](mailto:blake.leslie@epa.gov). If you have an attorney handling your legal matters, please direct his or her questions to Jeffrey Cahn, Associate Regional Counsel, at (312) 886-6670, e-mail [cahn.jeff@epa.gov](mailto:cahn.jeff@epa.gov).

Due to the nature of the problem at this facility and the attendant legal ramifications, U.S. EPA strongly encourages you to submit a written response within the time frame specified herein. We hope you will give this matter your immediate attention.

My staff and I look forward to working with you during the coming months.

Sincerely,

A handwritten signature in black ink, appearing to read 'Joan Tanaka', with a large, sweeping flourish extending to the left.

Joan Tanaka, Chief  
Remedial Response Branch #1

cc: Updated Service List

- Enclosures:
1. Up-dated service list
  2. Special Notice letter
  3. Administrative Order on Consent
  4. Statement of Work
  5. SBREFA Fact Sheet
  6. PRP List
  7. Itemized Cost Summary

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**Gary Development Landfill Site**

**General Notice PRP List 03/21/2014**

1. John Morikis, President  
The Sherwin-Williams Company  
101 West Prospect Avenue  
Cleveland, Ohio 44115
2. Hidefumi Morita, President  
NB Coatings, Inc.  
2701 East 170th Street  
Lansing, Illinois 60638
3. Norman R. Wechter, President  
Federated Paint Manufacturing Co., Inc  
180 East Pearson Street #4307E  
Chicago, Illinois 60611
4. Gregory Babe, President  
Bayer Corporation  
100 Bayer Road  
Pittsburgh, Pennsylvania 15205
5. William C. Richards, President  
The Richards Company II, Inc.  
3555 W 123rd Street  
Alsip, Illinois 60803
6. Craig Martin, President  
Mid-America Protective Coatings, Inc.  
85 West Industrial Road  
Addison, Illinois 60101
7. David L. Ryniec, President  
L.A. Chemicals, Ltd.  
2415 Gardner Road  
Broadview, Illinois 60155

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8. Dean Scarborough, President  
Avery Dennison Corporation  
150 North Orange Grove Boulevard  
Pasadena, California 91103
  9. Thomas Swint, President  
T.L. Swint Industries, Inc.  
2211 Banbury Road  
Inverness, Illinois 60067
  10. Joseph Pompei, President  
Parco Products, Inc.  
940 Wilkinson Parkway  
Park Ridge, Illinois 60068
  11. Gerald M. Dombek, President  
Precoat Metals Corp.  
1310 Papin Street  
Saint Louis, Missouri 63103
  12. Richard Grimley, President  
Rexam Beverage Can Company  
8770 West Bryn Mawr  
Chicago, Illinois 60631
  13. Charles E. Bunch, Chief Executive Officer  
PPG Industries, Inc.  
One PPG Place  
Pittsburg, Pennsylvania 15272
  14. Clifford Nastas, Chief Operating Officer  
Material Sciences Corporation, Engineered Materials and Solutions Group, Inc.  
2200 East Pratt Boulevard  
Elk Grove Village, Illinois 60007
  15. David Flitman, President  
Univar USA, Inc.  
17425 Northeast Union Hill Road  
Redmond, Washington 98052

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16. Kevin Bagin, Vice-President  
Brenntag Great Lakes LLC  
4420 Harley Davidson Avenue  
Wauwatosa, Wisconsin 53225-4311
  17. Richard Allen, President  
RBA Corp.  
20550 La Grange Road, Suite 110  
Frankfort, Illinois 60423
  18. Richard Allen, President  
RBA Corp.  
375 Greenbriar Drive  
Crete, Illinois 60417
  19. Eric G. Lardiere, President  
Whittaker Corporation  
1955 Surveyor Avenue  
Simi Valley, California 93063
  20. Chris L. Ayers, President  
Reynolds Metals Company  
390 Park Avenue  
New York, New York 10022
  21. Thomas Badnik, President  
Rogers Cartage Co.  
611 South 28th Street  
Milwaukee, Wisconsin 53201
  22. Stephen Mohr, President  
Zeneca, Inc.  
1800 Concord Pike  
Wilmington, Delaware 19897
  23. John C. Lechleiter, Ph.D., Chief Executive Officer  
Eli Lilly and Company  
Lilly Corporate Center  
Indianapolis, Indiana 46285

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24. Charles L. Treadway, President  
Thomas & Betts Corporation  
8155 T&B Boulevard  
Memphis, Tennessee 38125
  25. Brian Goldner, President  
Hasbro, Inc.  
1027 Newport Avenue  
Pawtucket, Rhode Island 02861
  26. Robert Paganelli, Chief Executive Officer  
Inolex Corporation  
2101 South Swanson Street  
Philadelphia, Pennsylvania 19148
  27. Ian C. Read, Chief Executive Officer  
Pfizer, Inc.  
235 East 42nd Street  
New York, New York 10017
  28. Inge Thulin, Chief Executive Officer  
3M Company  
3M Center  
Saint Paul, Minnesota 55144
  29. Raymond L. McGowan, Jr., President  
Crown Cork & Seal USA, Inc., by its Managing Member, Crown Beverage Packaging,  
LLC  
One Crown Way  
Philadelphia, Pennsylvania 19154
  30. Les Harold, President  
Silgan White Cap Corporation  
1140 31st Street  
Downers Grove, Illinois 60515
  31. Donn T. Davies, President  
Davies-Imperial Coatings Inc.  
1275 State Street  
Hammond, Indiana 46320

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32. Charles E. Bunch, Chief Executive Officer  
PPG Industries, Inc.  
One PPG Place  
Pittsburg, Pennsylvania 15272
  33. Handschy Industries, LLC  
Handschy Holdings, LLC, Managing Member  
814 Livingston Court SE  
Marietta, Georgia 30067
  34. Andy Blake, President  
Becker Specialty Corporation  
2526 Delta Lane  
Elk Grove Village, Illinois 60007
  35. Rex W. Tillerson, Chief Executive Officer  
Exxon Mobil Corporation  
5959 Las Colinas Boulevard  
Irving, Texas 75039
  36. Jeffrey L. Kenner, President  
Kenner & Company, Inc.  
437 Madison Avenue, Suite 3601  
New York, New York 10022
  37. Steven Spalding, President  
Ashland Oil, Inc.  
3499 Blazer Parkway  
Lexington, Kentucky 40509
  38. Mark Trudeau, President  
Mallinckrodt Pharmaceuticals  
675 McDonnell Boulevard  
St. Louis, Missouri 63042
  39. Kenneth Roessler, President  
Central Can Company, Inc.  
8607 Roberts Drive, Suite 250  
Atlanta, Georgia 30350



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40. Miles D. White, Chief Executive Officer  
Abbott Laboratories  
100 Abbott Park Road  
Abbott Park, Illinois 60064
  41. John A. Luke, Jr., Chief Executive Officer  
MeadWestvaco Corporation  
501 South 5th Street  
Richmond, Virginia 23219
  42. David D. Dolan, President  
V.J. Dolan & Company, Inc.  
1830 North Laramie Avenue  
Chicago, Illinois 60639
  43. Mark Vrablec, President  
Alumax Mill Products, Inc.  
4879 State Street  
Riverdale, Iowa 52722

